

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SHARON DAVIS,

Plaintiff,

vs.

SAFEWAY, INC., a Washington
Corporation DBA as SAFEWAY STORE
#1449

Defendant.

No. 2:20-cv-1090

NOTICE OF REMOVAL TO
FEDERAL COURT

Please take notice that Defendant Safeway Inc. hereby removes to the United States District Court for the Western District of Washington the action described below. On May 7, 2020, Defendant Safeway Inc. was served with a summons (**Attachment 1**) and complaint (**Attachment 2**) in an action entitled *Sharon Davis v. Safeway, Inc. d/b/a Safeway Store #1449*. The first date upon which Safeway Inc. received a copy of this complaint was May 7, 2020. Plaintiff subsequently filed the action in King County Superior Court, cause number 20-2-09026-3-SEA.

NOTICE OF REMOVAL TO
FEDERAL COURT - 1

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Turner Kugler Law, PLLC

6523 California Ave SW #454
Seattle, WA 98136
(206) 659-0679

1 The complaint does not specify the amount of damages being claimed by the
 2 Plaintiff. Pursuant to RCW 4.28.360, Safeway propounded a request for a statement of
 3 the damages Plaintiff is claiming in this matter. On July 7, 2020, Plaintiff served Safeway
 4 with a statement of damages claiming more than \$75,000 in damages (**Attachment 3**).

5 There is complete diversity because the Plaintiff is a citizen of the State of
 6 Washington and Defendant Safeway Inc. is a corporation organized under the laws to the
 7 State of Delaware with its principle place of business in the State of California.

8 This court has original jurisdiction over this action pursuant to 28 U.S.C. §1332(a)
 9 because it is between citizens of different states and the amount in controversy exceeds
 10 \$75,000. This claim is removable to federal court by the defendant pursuant to 28 U.S.C.
 11 §1441 based on diversity jurisdiction.

12 INTRADISTRICT ASSIGNMENT

13 The case is currently pending in King County so LCR 3(e) indicates it will be
 14 initially assigned to a Seattle Judge.¹

15 A civil case cover sheet is attached as **Attachment 4**.

16 Dated: July 15, 2020.

17 TURNER KUGLER LAW, PLLC

18 By: s/ John T. Kugler
 19 John T. Kugler, WSBA # 19960
 Attorney for Defendant Safeway Inc.

20
 21
 22 _____
 23 ¹ This case has no connection to King County or other counties in the Western
 24 District of Washington. It arises out of an incident which occurred in Wenatchee, Chelan
 25 County, Washington, located in the Eastern District of Washington. Plaintiff resides in
 Wenatchee, the subject Safeway store is located in Wenatchee and the witnesses,
 including Safeway store employees, Plaintiff's health care providers and others, are
 located in or near Wenatchee.



CERTIFICATE OF SERVICE

I hereby certify that on July 15, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Attorneys for Plaintiff:

Christopher J. Brester	Heather D. Webb
GLP Attorneys, P.S., Inc.	GLP Attorneys, P.S., Inc.
18 S. Mission St, Ste. 203	1854 S. Burlington Blvd.
Wenatchee, WA 98801	Burlington, WA 98233
cbrester@glpattorneys.com	hwebb@glpattorneys.com

and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

none

s/ John T. Kugler
JOHN T. KUGLER, WSB #19960
Attorney for Defendant Safeway Inc.
TURNER KUGLER LAW, PLLC
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Seattle, WA 98136-1833
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**NOTICE OF REMOVAL TO
FEDERAL COURT - 3**

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